

Amendment No. 1 to HB2208

Howell
Signature of Sponsor

AMEND Senate Bill No. 2196

House Bill No. 2208*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-9-405, is amended by deleting subsection (e) and substituting instead the following:

(e)

(1) Except as provided in subdivision (e)(2), a motor vehicle or trailer transporting intrastate a load of logs, long pulpwood, poles, or posts that projects four feet (4') or more beyond the rear of the body or bed of the vehicle, when the vehicle is operated on a highway or parked on the shoulder or immediately adjacent to the traveled portions of the highway, must have either of the following securely affixed as close as practical to the end of the projecting load:

(A)

(i) One (1) amber strobe-type lamp, complying with SAE J595, equipped with a multidirectional type lens so mounted as to be visible from the rear and both sides of the projecting load. If the mounting of one (1) amber strobe lamp cannot be accomplished so that it is visible from the rear and both sides of the projecting load, then multiple amber strobe lights, complying with SAE J595, must be utilized so as to meet the visibility requirements of this subdivision (e)(1)(A)(i). The amber strobe lamp must flash at a rate of at least sixty (60) flashes per minute and be plainly visible from a distance of at least five hundred feet

(500') to the rear and sides at a radius of one hundred eighty degrees (180°) of the projecting load; or

(ii) One (1) amber light-emitting diode (LED) light, complying with SAE J595, equipped with a multidirectional type lens, mounted so as to be visible from the rear and from both sides of the projecting load; provided, that if the mounting of one (1) amber LED light cannot be accomplished so that it is visible from the rear and from both sides of the projecting load, then multiple amber LED lights, complying with SAE J595, must be utilized so as to meet the visibility requirements of this subdivision (e)(1)(A)(ii). The amber LED light must flash at a rate of at least sixty (60) flashes per minute and be plainly visible from a distance of at least five hundred feet (500') from the rear and sides at a radius of one hundred eighty degrees (180°) of the projecting load. The LED light must be constructed of durable, weather-resistant material and may be powered by the vehicle's electrical system or by an independent battery system, or both. If the LED light is powered by an independent battery system, then the driver of the vehicle must have in the driver's immediate possession charged, spare batteries for use in case of battery failure. Any solid state LED lighting that consists of multiple LED lights must not have less than eighty-five percent (85%) of the LED lights in operable condition; or

(B) Two (2) red flags or two (2) fluorescent orange flags, or a combination of such flags, that are each at least eighteen inches (18") square, made of cloth, synthetic, or man-made material, must be so displayed.

(2) From one-half (1/2) hour before sunset to one-half (1/2) hour after sunrise and at all other times when lights are required to be displayed, a motor vehicle or trailer transporting intrastate a load of logs, long pulpwood, poles, or posts that projects four feet (4') or more beyond the rear of the body or bed of the vehicle, when the vehicle is operated on a highway or parked on the shoulder or immediately adjacent to the traveled portions of the highway, must have the following securely affixed as close as practical to the end of the projecting load:

(A)

(i) One (1) amber strobe-type lamp, or, if applicable, multiple amber strobe lights, meeting the requirements of subdivision (e)(1)(A)(i);

or

(ii) One (1) amber light-emitting diode (LED) light, or, if applicable, multiple amber LED lights, meeting the requirements of subdivision (e)(1)(A)(ii); and

(B) At least one (1) red flag or at least one (1) fluorescent orange flag, or both, that is at least eighteen inches (18") square, made of cloth, synthetic, or manmade material, must also be so displayed.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.